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Attorney for Plaintiff

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

Sandra Elaine Alcantar,
Plaintiff,

v.

Kilolo Kijakazi, Acting
Commissioner of Social Security,
Defendant.

Case No. 1:21-cv-01538-SKO
STIPULATION AND ORDER FOR
EXTENSION OF TIME
(Doc. 13)

IT IS HEREBY STIPULATED, by and between the parties through their respective counsel of record, with the Court's approval, that Plaintiff shall have a 60-day extension of time, from April 21, 2022 to June 20, 2022, for Plaintiff to serve on defendant with Plaintiff's Motion for Summary Judgment. All other dates in the Court's Scheduling Order shall be extended accordingly.

This is Plaintiff's first request for an extension of time. Good cause exists for this extension. First, Counsel for the Plaintiff underwent major orthopedic surgery on March 17, 2022, and is dealing with post-operation pain and the

1 secondary effects of medications; and as a result, is working short periods
2 throughout the day with significant breaks throughout. Counsel will also undergo
3 12 weeks of physical therapy, four days a week.

4 Secondly, as this Court is well aware, Social Security case filings in federal
5 court increased due to a combination of factors including an increase in appeals
6 council decisions and an increase in hearings at the administrative levels. Then, as
7 a result of the pandemic, shelter-in-place mandates, and Court ordered Stays, there
8 were significant delays in producing transcripts. In recent months, Counsel for the
9 Plaintiff has received a greater-than-usual number of Answers and Certified
10 Administrative Records from defendant including over 56 cases in February and
11 March of 2022.

12 For the weeks of April 11, 2022 and April 18, 2022, Counsel for Plaintiff
13 has 18 merit briefs, and several letter briefs and reply briefs. For the month of
14 May 2022, Counsel has over 20 merit briefs currently calendared, with that number
15 expected to grow.

16 Lastly, another attorney with the firm, Ms. Dolly Trompeter, is currently out
17 of state due to her father's medical condition and as a result, the undersigned has
18 taken on additional matters compounding the need for an additional extension.

19 Counsel for the Plaintiff does not intend to further delay this matter.
20 Defendant does not oppose the requested extension. Counsel apologizes to the
21 Defendant and Court for any inconvenience this may cause.

22
23 Respectfully submitted,

24 Dated: March 30, 2022 PENA & BROMBERG, ATTORNEYS AT LAW

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26 By: /s/ Jonathan Omar Pena
27 JONATHAN OMAR PENA
28 Attorneys for Plaintiff

Dated: March 30, 2022

PHILLIP A. TALBERT

United States Attorney

PETER K. THOMPSON

Acting Regional Chief Counsel, Region IX

Social Security Administration

By: */s/ Mary Tsai

Mary Tsai

Special Assistant United States Attorney

Attorneys for Defendant

(*As authorized by email on March 30, 2022)

ORDER

Based upon the foregoing stipulation of the parties (Doc. 13), and for good cause shown (Fed. R. Civ. P. 16(b)(4)),

IT IS HEREBY ORDERED that Plaintiff shall have an extension of time, to and including June 21, 2022, in which to file her motion for summary judgment.¹ All other deadlines set forth in the Scheduling Order (Doc. 12) shall be extended accordingly.

IT IS SO ORDERED.

Dated: April 4, 2022

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE

¹ June 20, 2022, is a federal holiday.